



## APPLICATION FOR PERMIT

I have examined this application  
as required by RCW 90.03.020  
it is: ☐ not an "action".

TO APPROPRIATE PUBLIC WATERS OF THE STATE OF WASHINGTON

☒ categorically exempt.☐ SURFACE WATER☐ GROUND WATER

\$10.00 MINIMUM STATUTORY EXAMINATION FEE REQUIRED WITH APPLICATION

SIGNATURE (GRAY BOXES FOR OFFICE USE ONLY)

RECEIVED  
NOV 23 1992  
DEPT OF ECOLOGY

APPLICATION NO. <u>Q/26805</u>	W.R.I.A. <u>1</u>	COUNTY <u>whatcom</u>	PRIORITY DATE <u>11-23-92</u>	TIME	ACCEPTED <u>LB</u>
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APPLICANT'S NAME — PLEASE PRINT

Bus. Tel. (206) 354-2094Home Tel. SAME

Other Tel.

ADDRESS (STREET) MABERRY PARKING INC. LYNDEN (CITY) LYNDEN (STATE) WASHINGTON (ZIP CODE) 98264DATE & PLACE OF INCORPORATION IF APPLICANT IS A CORPORATION 1983

## 1. SOURCE OF SUPPLY

## IF SURFACE WATER

## IF GROUND WATER

SOURCE (NAME OF STREAM, LAKE, SPRING, ETC.) (IF UNNAMED, SO STATE)

SOURCE (WELL, TUNNEL, INFILTRATION TRENCH, ETC.)

TRIBUTARY

SIZE AND DEPTH

INFILTRATION TRENCH  
500 x 300 8 FT DEEP

## 2. USE

USE TO WHICH WATER IS TO BE APPLIED (DOMESTIC SUPPLY, IRRIGATION, MINING, MANUFACTURING, ETC.)

IrrigationENTER QUANTITY OF WATER  
REQUESTED USING UNITS OF:

CUBIC FEET PER SECOND (CFS)

OR

GALLONS PER MINUTE (GPM)

ACRE FEET PER YEAR

25075

TIMES DURING YEAR WATER WILL BE REQUIRED

APRIL THROUGH OCTOBER

IF IRRIGATION, NUMBER OF ACRES

55IF DOMESTIC USE, NUMBER OF  
UNITS BY TYPE, E.G. 1-HOME,  
1-MOBILE HOME, 2-CAMPSITES, ETC.IF MUNICIPAL USE, ESTIMATED  
POPULATION  
20 YEARS FROM TODAY

DATE PROJECT WAS OR WILL BE STARTED

DATE PROJECT WAS OR WILL BE COMPLETED

## 3. LOCATION OF POINT OF DIVERSION/WITHDRAWAL

## 3A. IF IN PLATTED PROPERTY

LOT	BLOCK	OF (GIVE NAME OF PLAT OR ADDITION)	SECTION	TOWN	RANGE	ALSO, PLEASE ENCLOSE A COPY OF THE PLAT AND MARK THE POINT(S) OF WITHDRAWAL OR DIVERSION
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## 3B. IF NOT IN PLATTED PROPERTY

ON ACCOMPANYING SECTION MAPS, ACCURATELY MARK AND IDENTIFY EACH POINT OF DIVERSION. SHOW  
NORTH-SOUTH AND EAST-WEST DISTANCES FROM NEAREST SECTION CORNER OR PROPERTY CORNER

ALSO, ENTER BELOW THE DISTANCES FROM THE NEAREST SECTION OR PROPERTY CORNER TO THE DIVERSION OR WITHDRAWAL.

550 FT SOUTH OF Birch Bay Lynden Rd AND 650 WEST OF EAST BOUNDARY

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION)

SECTION

TOWNSHIP N.

RANGE (E. OR W.) W.M.

COUNTY

WEST 1/2 OF NORTHEAST 1/430402 EASTwhatcomNW 1/4 NE 1/4

4. DO YOU OWN THE LAND ON WHICH THIS SOURCE IS LOCATED. IF NOT, INSERT NAME &amp; ADDRESS OF OWNER

## 5. LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

ATTACH A COPY OF THE LEGAL DESCRIPTION OF THE PROPERTY (ON WHICH THE WATER WILL BE USED) TAKEN FROM  
A REAL ESTATE CONTRACT, PROPERTY DEED OR TITLE INSURANCE POLICY. OR, COPY CAREFULLY IN THE SPACE BELOW.Legal Description Attached with Application



WHAT IS YOUR INTEREST IN THE PROPERTY ON WHICH THE WATER IS TO BE USED (PROPERTY OWNER, LESSEE, CONTRACT PURCHASER, ETC.)

Property Owner

ARE THERE ANY EXISTING WATER RIGHTS RELATED TO THE LAND ON WHICH THE WATER IS TO BE USED (INCLUDING WATER PROVIDED BY IRRIGATION DISTRICTS OR DITCH COMPANIES.)

☐ YES ☒ NO

IF YES, FROM WHAT SOURCE (i.e. SURFACE OR GROUND WATER) AND UNDER WHAT AUTHORITY

6. DESCRIPTION OF SYSTEM PROPOSED OR INSTALLED

(FOR EXAMPLE: SIZE OF PUMP, CAPACITY OF PUMP, PUMP MOTOR HORSE POWER, PIPE DIAMETER, NUMBER OF SPRINKLERS, ETC.)

Big Guns, or Drip or SPRINKLERS

40 H.P. Pump

6 inch MAINLINE

REMARKS

7. NOT SURE YET WHAT SYSTEM IS GOING TO BE PUT IN

8. COMPLETE THIS SECTION ONLY IF THIS APPLICATION INCLUDES IRRIGATION AS A USE

IN ORDER TO IMPLEMENT THE PROVISIONS OF INITIATIVE MEASURE NUMBER 59, THE FAMILY FARM WATER ACT WHICH WAS PASSED BY THE VOTERS ON NOVEMBER 3, 1977, WE MUST ASK THE FOLLOWING QUESTIONS:

DOES THE TOTAL NUMBER OF ACRES IN WHICH YOU HAVE CONTROLLING INTEREST IN THE STATE OF WASHINGTON EXCEED 2000 ACRES FOR THE FOLLOWING THREE CATEGORIES:

- |   |                              |  |
|---|------------------------------|--|
| 1. LANDS THAT ARE BEING IRRIGATED UNDER WATER RIGHTS ACQUIRED AFTER DECEMBER 8, 1977.         | YES <input type="checkbox"/> | NO <input checked="" type="checkbox"/> |
| 2. LANDS THAT MAY BE IRRIGATED UNDER APPLICATIONS NOW ON FILE WITH THE DEPARTMENT OF ECOLOGY. | YES <input type="checkbox"/> | NO <input checked="" type="checkbox"/> |
| 3. LANDS THAT MAY BE IRRIGATED UNDER THIS APPLICATION.  | YES <input type="checkbox"/> | NO <input checked="" type="checkbox"/> |

IF 10 ACRE-FEET OR MORE OF WATER IS TO BE STORED AND/OR IF THE WATER DEPTH WILL BE 10 FEET OR MORE AT THE DEEPEST POINT, A STORAGE PERMIT MUST BE FILED IN ADDITION TO THIS PERMIT. THESE FORMS CAN BE SECURED, TOGETHER WITH INSTRUCTIONS, FROM THE DEPARTMENT OF ECOLOGY.

SIGNATURES

MABERY PACKING INC.  
LEGAL LANDOWNERS NAME  
(PLEASE PRINT)

Marty Mabery V.P.  
APPLICANT'S SIGNATURE

Marty Mabery V.P.  
LEGAL LANDOWNERS SIGNATURE (OWNER OF PROPERTY  
DESCRIBED IN ITEM NUMBER 5)

816 Loomis TRAIL Rd.  
LEGAL LANDOWNER'S ADDRESS

FOR OFFICE USE ONLY

STATE OF WASHINGTON }  
DEPARATMENT OF ECOLOGY } ss.

This is to certify that I have examined this application together with the accompanying maps and data, and am returning it for correction or completion as follows: .....

.....

.....

In order to retain its priority date, this application must be returned to the Department of Ecology, with corrections, on or before ....., 19.....

Witness my hand this ..... day of ....., 19.....



Peterson

EXHIBIT "A"

ORDER NO.: W-24583

PARCEL A:

Martys

THAT PORTION OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 40 NORTH, RANGE 2 EAST OF W.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS TO-WIT:

BEGINNING AT THE INTERSECTION OF THE NORTH LINE OF SAID SUBDIVISION WITH THE WEST LINE OF THE EAST 35 ACRES OF SAID SUBDIVISION; THENCE EAST ALONG SAID NORTH LINE A DISTANCE OF 33 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 450 FEET; THENCE EAST 477 FEET; THENCE NORTH 450 FEET TO THE NORTH LINE OF SAID SUBDIVISION; THENCE WEST ALONG SAID NORTH LINE, A DISTANCE OF 477 FEET TO THE TRUE POINT OF BEGINNING EXCEPT RIGHT OF WAY FOR BIRCH BAY LYNDEN ROAD LYING ALONG THE NORTHERLY LINE THEREOF.

SITUATE IN WHATCOM COUNTY, WASHINGTON.

Land To Be Irrigated  
Highlighted

PARCEL B:

THAT PORTION OF THE NORTHEAST QUARTER MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE WEST HALF OF THE NORTHEAST QUARTER EXCEPT THE WEST HALF OF THE WEST HALF OF THE WEST HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER AND EXCEPT THE WEST 33 FEET OF THE EAST 35 ACRES OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER AND EXCEPT THE WEST 198 FEET OF THE NORTH 350 FEET OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER AND EXCEPT THE WEST 20 FEET OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER EXCEPT THE NORTH 350 FEET THEREOF AND EXCEPT THE NORTH HALF OF THE EAST HALF OF THE EAST HALF OF THE EAST HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER AND EXCEPT TAX LOT #1.6 AS DESCRIBED UNDER AUDITOR'S FILE NO. 851738 AND FURTHER EXCEPTING A TRACT OF LAND DESCRIBED AS FOLLOWS:

A TRACT IN THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 40 NORTH, RANGE 2 EAST OF W.M., DESCRIBED AS FOLLOWS:

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Continued on next page



LEGAL DESCRIPTION - continued  
Order No.: W-24583

PARCEL B CONTINUED:

BEGINNING AT THE INTERSECTION OF THE CENTERLINE OF BIRCH BAY LYNDEN ROAD (COUNTY ROAD NO. 51) AND THE WESTERLY LINE OF THE EAST HALF OF THE EAST HALF OF THE EAST HALF (AS IT EXTENDS NORTH TO THE CENTERLINE OF SAID ROAD) OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 40 NORTH, RANGE 2 EAST OF W.M.; THENCE SOUTH 530 FEET; THENCE WEST PARALLEL WITH THE CENTERLINE OF BIRCH BAY LYNDEN ROAD 411 FEET; THENCE NORTH 530 FEET MORE OR LESS TO THE CENTERLINE OF BIRCH BAY LYNDEN ROAD; THENCE EAST TO THE POINT OF BEGINNING; EXCEPT RIGHT OF WAY FOR BIRCH BAY LYNDEN ROAD LYING ALONG THE NORTH LINE THEREOF;

TOGETHER WITH AN UNDIVIDED ONE QUARTER INTEREST IN THE WEST 33 FEET OF THE NORTH 450 FEET OF THE EAST 35 ACRES OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER, ALSO TOGETHER WITH AN UNDIVIDED ONE HALF INTEREST IN AND TO THE WEST 33 FEET OF THE NORTH 1620 FEET OF THE EAST 70 ACRES OF THE WEST HALF OF THE NORTHEAST QUARTER EXCEPT A TRACT OF LAND DESCRIBED AS FOLLOWS:

THE WEST 198 FEET OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER EXCEPT THE NORTH 350 FEET, EXCEPT THE WEST 20 FEET THEREOF.

SITUATE IN WHATCOM COUNTY, WASHINGTON.

PARCEL C:

BEGINNING AT THE INTERSECTION OF THE CENTERLINE OF BIRCH BAY LYNDEN ROAD (COUNTY ROAD NO. 51) AND THE WESTERLY LINE OF THE EAST HALF OF THE EAST HALF OF THE EAST HALF (AS IT EXTENDS NORTH TO THE CENTERLINE OF SAID ROAD) OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 40 NORTH, RANGE 2 EAST OF W.M.; THENCE SOUTH 530 FEET; THENCE WEST PARALLEL WITH THE CENTERLINE OF BIRCH BAY LYNDEN ROAD 411 FEET; THENCE NORTH 530 FEET MORE OR LESS TO THE CENTERLINE OF BIRCH BAY LYNDEN ROAD; THENCE EAST TO THE POINT OF BEGINNING; EXCEPT RIGHT OF WAY FOR BIRCH BAY LYNDEN ROAD LYING ALONG THE NORTH LINE THEREOF;

SITUATE IN WHATCOM COUNTY, WASHINGTON.

. . . END OF EXHIBIT "A" . . .